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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-FIRST LEGISLATURE

SIXTY-SEVENTH LEGISLATIVE DAY
THURSDAY, MARCH 15, 2012

Senate Chamber

President Little called the Senate to order at 9 a.m.

Roll call showed all members present except Senators Andreason and Keough, absent and formally excused by the Chair; and Senators LeFavour, Malepeai, McKague, Pearce, and Stennett, absent and excused.

Prayer was offered by Chaplain Keith Buhler.

The Pledge of Allegiance was led by Kyle Son, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 14, 2012, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senators LeFavour, McKague, Stennett, Malepeai, and Pearce were recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 15, 2012

The JUDICIARY AND RULES Committee reports that [S 1393](#), [S 1394](#), [S 1395](#), [S 1396](#), [S 1397](#), [S 1398](#), [S 1399](#), [S 1400](#), and [SCR 133](#) have been correctly printed.

DARRINGTON, Chairman

[S 1393](#), [S 1394](#), [S 1396](#), [S 1397](#), [S 1398](#), [S 1399](#), and [S 1400](#) were referred to the Finance Committee.

[S 1395](#) was referred to the Commerce and Human Resources Committee.

[SCR 133](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 14, 2012

The JUDICIARY AND RULES Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Gary Scheihing to the Commission on Pardons and Parole, term to expire January 1, 2015.

DARRINGTON, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 14, 2012

The JUDICIARY AND RULES Committee reports out [H 376](#), [H 514](#), and [H 570](#) with the recommendation that they do pass.

DARRINGTON, Chairman

[H 376](#), [H 514](#), and [H 570](#) were filed for second reading.

March 14, 2012

The HEALTH AND WELFARE Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Curt Fransen to the Director of the Department of Environmental Quality, term to continue at the pleasure of the Governor.

LODGE, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 14, 2012

The HEALTH AND WELFARE Committee reports out [H 439](#), as amended, with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chairman

There being no objection, [H 439](#), as amended, was referred to the Fourteenth Order of Business, General Calendar.

March 14, 2012

The HEALTH AND WELFARE Committee reports out [H 502](#), as amended, [H 569](#), and [H 609](#) with the recommendation that they do pass.

LODGE, Chairman

[H 502](#), as amended, [H 569](#), and [H 609](#) were filed for second reading.

March 14, 2012

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 519](#) with the recommendation that it do pass.

CORDER, Chairman

[H 519](#) was filed for second reading.

March 14, 2012

The EDUCATION Committee reports out [H 603](#) and [H 626](#) with the recommendation that they do pass.

GOEDDE, Chairman

[H 603](#) and [H 626](#) were filed for second reading.

March 14, 2012

The EDUCATION Committee reports out [H 564](#), as amended, with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

GOEDDE, Chairman

There being no objection, [H 564](#), as amended, was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 14, 2012

Dear Mr. President:

I transmit herewith [H 653](#), [H 654](#), [H 655](#), [H 613](#), [H 650](#), [H 515](#), as amended, and [H 584](#), as amended, which have passed the House.

ALEXANDER, Chief Clerk

[H 653](#), [H 654](#), [H 655](#), [H 613](#), [H 650](#), [H 515](#), as amended, and [H 584](#), as amended, were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that [SCR 131](#) was before the Senate for final consideration.

Moved by Senator Lodge, seconded by Senator Stennett, that [SCR 131](#) be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Heider, Johnson, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Werk, Winder. Total - 29.

NAYS—None.

Absent and excused—Andreason, Hammond, Hill, Keough, Pearce, Vick. Total - 6.

Total - 35.

Whereupon the President declared [SCR 131](#) adopted, title was approved, and the resolution ordered transmitted to the House.

The President announced that [SCR 132](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Darrington, seconded by Senator Stennett, [SCR 132](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

Senator Keough was recorded present at this order of business.

[H 653](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 654](#) and [H 655](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 613](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 650](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

[H 515](#), as amended, by State Affairs Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 584](#), as amended, by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 549](#) and [H 550](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 590](#) and [H 604](#), by Education Committee, were read the second time at length and filed for third reading.

[H 582](#), by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

[H 491](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1387](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1388](#), [S 1389](#), [S 1391](#), and [S 1392](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 426](#), as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

[S 1348](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Winder to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Winder, Chairman of the Committee of the Whole, reported out [S 1380](#), without recommendation, amended as follows:

SENATE AMENDMENT TO S 1380

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 31, following "expire" insert: "twenty-one (21) days after notification to the court, and to all persons entitled to notice in the action, of the deployed servicemember's completion of deployment, provided however, that the court may conduct an expedited or emergency hearing for resolution of the child's custody within twenty-one (21) days of the filing of a motion filed prior to the expiration of the order, alleging an immediate danger of irreparable harm to the child if the order expires, and provided further, that if a motion is so filed, the temporary order shall be extended until the court rules on the motion".

CORRECTION TO TITLE

On page 1, in line 9, following "ORDER," insert: "TO PROVIDE FOR EXPEDITED AND EMERGENCY HEARINGS, TO PROVIDE FOR EXTENSIONS OF TEMPORARY ORDERS,".

The Committee also has [S 1282](#) under consideration, reports progress, and begs leave to sit again.

WINDER, Chairman

On motion by Senator Winder, seconded by Senator Stennett, the report was adopted by voice vote.

[S 1380](#), as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Davis, granted by unanimous consent, [S 1339](#), as amended, retained its place on the Third Reading Calendar for one legislative day.

[H 595](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Darrington arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Werk, Winder. Total - 30.

NAYS—Pearce, Toryanski, Vick. Total - 3.

Absent and excused—Andreason, Hill. Total - 2.

Total - 35.

Whereupon the President declared [H 595](#) passed, title was approved, and the bill ordered returned to the House.

[S 1358](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator LeFavour arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, Rice, Schmidt, Smyser, Stennett, Tippets, Toryanski, Werk, Winder. Total - 25.

NAYS—Bair, Fulcher, McKenzie, Mortimer, Nuxoll, Pearce, Siddoway, Vick. Total - 8.

Absent and excused—Andreason, McKague. Total - 2.

Total - 35.

Whereupon the President declared [S 1358](#), as amended, passed, title was approved, and the bill ordered transmitted to the House.

[H 497](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 34.

NAYS—None.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 497](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

[H 457](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Tippets arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 34.

NAYS—None.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 457](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

[H 511](#), as amended, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 34.

NAYS—None.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 511](#), as amended, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

[H 512](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senator Siddoway disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 34.

NAYS—None.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 512](#), as amended, passed, title was approved, and the bill ordered returned to the House.

[H 481](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Brackett, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Lodge, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Siddoway, Smyser, Tippets, Toryanski, Vick, Winder. Total - 22.

NAYS—Bilyeu, Bock, Broadsword, Cameron, Corder, Darrington, Keough, LeFavour, Malepeai, Schmidt, Stennett, Werk. Total - 12.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 481](#) passed, title was approved, and the bill ordered returned to the House.

[H 556](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator LeFavour arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Pearce, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 34.

NAYS—None.

Absent and excused—Andreason. Total - 1.

Total - 35.

Whereupon the President declared [H 556](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

On motion by Senator Davis, seconded by Senator Malepeai, by voice vote, the Senate recessed at 12 noon until the hour of 2 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 2 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senator Andreason, absent and formally excused by the Chair; and President Pro Tempore Hill and Senators Brackett, Fulcher, Hammond, Keough, LeFavour, Lodge, Pearce, and Werk, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

March 15, 2012

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1380](#) have been correctly printed.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 15, 2012

The JUDICIARY AND RULES Committee reports that [S 1380](#), as amended, has been correctly engrossed.

DARRINGTON, Chairman

[S 1380](#), as amended, was filed for first reading.

March 15, 2012

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

William H. Goesling to the State Board of Education, term to expire March 1, 2016.

GOEDDE, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

Senators Brackett and Werk were recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 15, 2012

Dear Mr. President:

I transmit herewith Enrolled [H 540](#), as amended, [H 459](#), [H 461](#), [H 525](#), [H 543](#), and [H 403](#) for the signature of the President.

ALEXANDER, Chief Clerk

The President signed Enrolled [H 540](#), as amended, [H 459](#), [H 461](#), [H 525](#), [H 543](#), and [H 403](#) and ordered them returned to the House.

March 15, 2012

Dear Mr. President:

I return herewith Enrolled [S 1232](#), [S 1253](#), [S 1265](#), [S 1266](#), [S 1214](#), [S 1215](#), as amended, [S 1225](#), [S 1226](#), [S 1227](#), [S 1228](#), [S 1236](#), [S 1259](#), [S 1268](#), [S 1272](#), [S 1277](#), as amended, [S 1278](#), [S 1292](#), [S 1301](#), [S 1308](#), [S 1312](#), and [S 1324](#), which have been signed by the Speaker.

ALEXANDER, Chief Clerk

Enrolled [S 1232](#), [S 1253](#), [S 1265](#), [S 1266](#), [S 1214](#), [S 1215](#), as amended, [S 1225](#), [S 1226](#), [S 1227](#), [S 1228](#), [S 1236](#), [S 1259](#), [S 1268](#), [S 1272](#), [S 1277](#), as amended, [S 1278](#), [S 1292](#), [S 1301](#), [S 1308](#), [S 1312](#), and [S 1324](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

Senators Keough and Lodge were recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[S 1380](#), as amended, by Judiciary and Rules Committee, was read the first time at length and filed for second reading.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate recessed at 2:15 p.m. until the hour of 4:30 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4:30 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senator Andreason, absent and formally excused by the Chair; and Senators Fulcher, LeFavour, Pearce and Siddoway, absent and excused.

Prior to recess the Senate was at the Twelfth Order of Business, Second Reading of Bills.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

Senators Fulcher and Siddoway were recorded present at this order of business.

[H 513](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 32.

NAYS—None.

Absent and excused—Andreason, LeFavour, Pearce. Total - 3.

Total - 35.

Whereupon the President declared [H 513](#) passed, title was approved, and the bill ordered returned to the House.

[H 615](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 32.

NAYS—None.

Absent and excused—Andreason, LeFavour, Pearce. Total - 3.

Total - 35.

Whereupon the President declared [H 615](#) passed, title was approved, and the bill ordered returned to the House.

Senator LeFavour was recorded present at this order of business.

[H 616](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator LeFavour arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Toryanski, Werk. Total - 29.

NAYS—Tippets, Vick, Winder. Total - 3.

Absent and excused—Andreason, Goedde, Pearce. Total - 3.

Total - 35.

Whereupon the President declared [H 616](#) passed, title was approved, and the bill ordered returned to the House.

[H 617](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator LeFavour arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 617](#) passed, title was approved, and the bill ordered returned to the House.

[H 618](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 618](#) passed, title was approved, and the bill ordered returned to the House.

[H 516](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 516](#) passed, title was approved, and the bill ordered returned to the House.

[H 396](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 396](#) passed, title was approved, and the bill ordered returned to the House.

[H 397](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Tippets arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 397](#) passed, title was approved, and the bill ordered returned to the House.

[H 399](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 399](#) passed, title was approved, and the bill ordered returned to the House.

[H 400](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 400](#) passed, title was approved, and the bill ordered returned to the House.

[H 401](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 401](#) passed, title was approved, and the bill ordered returned to the House.

[H 621](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator LeFavour arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 621](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, [H 598](#) was placed before the Senate for consideration at this time.

[H 598](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Smyser arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bilyeu, Bock, Brackett, Broadsword, Cameron, Corder, Darrington, Davis, Fulcher, Goedde, Hammond, Heider, Hill, Johnson, Keough, LeFavour, Lodge, Malepeai, McKague, McKenzie, Mortimer, Nuxoll, Rice, Schmidt, Siddoway, Smyser, Stennett, Tippets, Toryanski, Vick, Werk, Winder. Total - 33.

NAYS—None.

Absent and excused—Andreason, Pearce. Total - 2.

Total - 35.

Whereupon the President declared [H 598](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

Senator Pearce was recorded present at this order of business.

On motion by Senator Davis, seconded by Senator Malepeai, by voice vote, the Senate adjourned at 5:30 p.m. until the hour of 10 a.m., Friday, March 16, 2012.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary